

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION

ALFRED NIEVES,

Plaintiff,

v.

J.E. KRUEGER,

Defendant.

Case No. 1:23-cv-00043-JPH-CHG

Judge Jeffery P. Hopkins

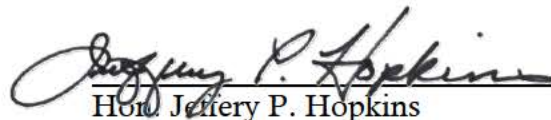
ORDER ADOPTING REPORT AND RECOMMENDATION

The Court has reviewed the Report and Recommendation of United States Magistrate Judge (Doc. 4) to whom this case was referred pursuant to 28 U.S.C. § 636(b). Noting that no objections have been filed and that the time for filing such objections under Fed. R. Civ. P. 72(b) has expired, the Court hereby **ADOPTS** said Report and Recommendation in its entirety.

Accordingly, it is hereby **ORDERED** that the Petition be **DISMISSED** without prejudice for want of prosecution and for failure to comply with the Magistrate Judge's Order (Doc. 3). Petitioner is **DENIED** a certificate of appealability as reasonable jurists would not debate whether Petitioner has failed to comply with this Court's Order. *Slack v. McDaniel*, 529 U.S. 473, 484 (2000).

IT IS SO ORDERED.

Dated: May 11, 2023


Hon. Jeffery P. Hopkins
United States District Judge